

## **REMARKS**

The Applicants and the undersigned thank Examiner Neuder for his careful review of this application. Consideration of the present application is respectfully requested in light of the above amendments to the claims and in view of the following remarks. Claims 20-22, 24, 25, 28-30, 56-58, 60, and 64-66 have been rejected. Claims 23, 26, 27, 31-36, 59, 61-63, and 67-72 have been objected to. The Applicants have amended claims 20, 28, 31-33, 56, 64, and 67-69. Applicants have withdrawn claim 37. Claims 29 and 65 have been canceled. Upon entry of this amendment, Claims 1-28, 30-36, 38-64, and 66-72 are pending in the subject application with claims 1-19 and 38-55 having been allowed. The independent claims for this application are Claims 1, 5, 20, 28, 38, 48, 56, and 64.

## **RESTRICTION REQUIREMENT**

Claims 1-72 were subject to a restriction requirement imposed by the Examiner on during a telephone conversation with the undersigned on July 18, 2007. The Examiner has grouped Claims 1-72 into two invention as follows:

Groups	Relevant Figures
Group I	Claims 1-36 and 38-72 drawn to a casing and method of forming a casing using a multilayer insert
Group II	Claim 37 directed to a method of forming a casing using a sleeve and a magnetic energy device

## **ELECTION**

The undersigned provisionally elected Group I during the telephonic conversation of July 18. Applicants hereby affirm the election of Group I, without traverse, which encompasses Claims 1-36 and 38-72, to be examined in the present application. Applicants reserve the right to file a divisional application directed to the unelected group at a later date if they so desire.

**CLAIM REJECTIONS UNDER 35 U.S.C. § 102(e)**

The Examiner rejected claims 20-22, 24, 25, 28-30, 56-58, 60, and 64-66 under 35 U.S.C. § 102(e) as being anticipated by U.S. Published Patent Application No. US 2005/0199385 to Metcalf, ("*Metcalf*"). The Applicants respectfully offer the following remarks to traverse these pending rejections.

**A. The Inventions of Independent Claims 20 and 56, as Amended, are Distinguishable from *Metcalf***

The rejection of independent claims 20 and 56 is respectfully traversed. It is respectfully submitted that *Metcalf* fails to teach or suggest all of the recitations enumerated in independent claims 20 and 56, as amended. Specifically, *Metcalf* does not teach or suggest a method for positioning a portion of the multi-layer insert within a joint gap between the first tubular member and the second tubular member or an apparatus comprising a multi-layer tubular insert wherein a portion of the insert is coupled between the first tubular member and the second tubular member within a joint gap as set forth by amended Claims 20 and 56.

*Metcalf* teaches a tubing connection arrangement that includes two expandable tubing sections. "Each expandable tubing section includes a filter screen sandwiched between an inner expandable tubing and an outer expandable tubing." *Metcalf*, para. 0008:3-5. *Metcalf* further teaches that the "filter screen of one tubing section overlaps the filter screen of the other tubing section." *Metcalf*, para. 0008:5-7. "Each filter screen [is] ... individually mounted to the respective inner expandable tubing by axially parallel connectors." *Metcalf*, para. 0012:1-4. As shown in Figure 2 of *Metcalf*, it teaches that the overlapping filter plates extend axially along each of the inner expandable tubing sections. However, *Metcalf* does not teach or suggest that any portion of the filter screens be positioned within the joint gap between the two inner expandable tubing sections. On the contrary, *Metcalf* teaches that the overlapping filter plates are spaced apart or the ends of the inner tubing sections are upset to "allow the connection [of the inner tubing sections] to be made up without snagging or galling of the opposing filter plates." *Metcalf*, para. 0025:1-4; see also para. 0013:6-14. Thus, *Metcalf* does not teach or suggest a method for positioning a portion of the multi-layer insert within a joint gap between the first tubular member and the second tubular member or an apparatus comprising a multi-layer tubular insert wherein a portion of the insert is coupled between the first tubular member and the

second tubular member within a joint gap. Accordingly, Applicants respectfully request reconsideration and withdrawal of the rejection of independent claims 20 and 56.

**B. The Inventions of Independent Claims 28 and 64, as Amended, are Distinguishable from Metcalf**

The rejection of independent claims 28 and 64 is respectfully traversed. It is submitted that *Metcalf* fails to teach or suggest all of the recitations enumerated in independent claims 28 and 64, as amended. Specifically, *Metcalf* does not teach or suggest positioning a multi-layer tubular sleeve within a first tubular member and a second tubular member that are coupled to one another.

*Metcalf* teaches filter plates positioned between "inner expandable support tubing and outer expandable protective tubing." *Metcalf*, para. 0023:3-6. "The sections of inner ... tubing are formed with co-operating pin and box connections to allow the tubing sections to be made up by relative rotation." *Metcalf*, para. 0023:8-11. *Metcalf* further teaches that "the outer tubing on the pin ... is similarly overlapped by the end of the outer tubing on the box." *Metcalf*, para. 0025:6-9. The examiner asserts that the "[i]nset 18 is considered multilayered as seen within the circle the inserts overlap forming a multilayer" in Figure 2. Office Action, p. 3. Therefore, the multilayered insert of *Metcalf* is along the outer perimeter of the tubular members that are coupled to one another and is not positioned within the first and second tubular members as set forth in claims 28 and 64. Furthermore, the multilayered insert of *Metcalf* is not a sleeve, but instead is two independent pieces that are independently coupled and happen to overlap one another. Therefore, *Metcalf* does not teach or suggest positioning a multi-layer tubular sleeve within a first tubular member and a second tubular member that are coupled to one another. Accordingly, Applicants respectfully request reconsideration and withdrawal of the rejection of claims 28 and 64.

**Dependent Claims 21-22, 24, 25, 30, 57, 58, 60, and 66**

The Applicants respectfully submit that the above-identified dependent claims are allowable because the independent claims from which they depend, Claims 20, 28, 56, and 64 are patentable over the cited references. The Applicants also respectfully traverse the Examiner's assertions about these claims and submit that the recitations of these dependent claims are of patentable significance. The Applicants respectfully request that

the Examiner reconsider and withdraw the pending rejection of Claims 21-22, 24, 25, 30, 57, 58, 60, and 66.

### **CONCLUSION**

The foregoing is submitted as a full and complete response to the Office Action mailed on July 23, 2007. Applicants have made a diligent effort to advance the prosecution of the application by submitting claim amendments and arguments in support of the patentability of claims 20-28, 30-36, 56-64, and 66-72. Applicants have not acquiesced to any rejection and reserve the right to address the patentability of any additional claim features in the future.

As the three-month statutory period for reply expires on October 23, 2007, this response is therefore considered timely filed and no fees are believed to be due. However, should the Commissioner deem any fees as being due, including any fees for any extensions of time, the Commissioner is hereby authorized to debit said fees from, or to credit any overpayments to, USPTO Deposit Account Number 50-3786, Reference No. 14147.105120.

The Examiner is invited to contact the undersigned via telephone at the number listed below if a telephone conference would expedite or aid the prosecution and examination of this application.

Respectfully submitted,

/Todd Mattingly/

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